

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

CIVIL ACTION NUMBER

2:05cv1086-W

UNITED STATES OF AMERICA,

Plaintiff(s),

vs.

EIGHTY THOUSAND SIX HUNDRED
THIRTY-THREE DOLLARS
(\$80,633.00) IN UNITED STATES
CURRENCY;

FOUR THOUSAND EIGHT HUNDRED
SEVENTY-EIGHT DOLLARS
(\$4,878.00) IN UNITED STATES
CURRENCY; AND,

THIRTY-SIX THOUSAND FIVE
HUNDRED DOLLARS (\$36,500.00)
IN UNITED STATES CURRENCY,

Defendant(s).

October 10, 2006

9 AM

SELAH M. DRYER, CSR

PLAINTIFFS
EXHIBIT
C

COPY

1 S T I P U L A T I O N S

2 In accordance with Rule
3 5(d) of the Alabama Rules of Civil
4 Procedure, as amended, effective May 15,
5 1988, I, Selah M. Dryer, am hereby
6 delivering to John T. Harmon, Esq. the
7 original transcript of the oral testimony
8 taken October 10, 2006, along with
9 exhibits.

10 Please be advised that this is the
11 same and not retained by the Court
12 Reporter, nor filed with the Court.

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I N D E X

EXAMINATION BY:	PAGE NO.
Mr. Harmon	5
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DEFENDANT(S) 1	6

A P P E A R A N C E S

FOR THE DEFENDANT(S) :

John T. Harmon, Esq.

Assistant United States Attorney

OFFICE OF THE UNITED STATES ATTORNEY

One Court Square

Suite 201

Montgomery, Alabama 36104

1 I, Selah M. Dryer, a Notary Public
2 for the State of Alabama at Large, acting
3 as Commissioner, certify that on this
4 date, pursuant to the Alabama Rules of
5 Civil Procedure, there came before me at
6 the law office(s) of John T. Harmon,
7 Assistant United States Attorney,
8 One Court Square, Suite 201, Montgomery,
9 Alabama 36104, commencing at
10 approximately 9 AM on October 10, 2006,
11 whereupon the following proceedings were
12 had:

13
14 MR. HARMON: I'm John
15 Harmon, Assistant United States Attorney.
16 I represent the United States in the
17 United States of America versus Eighty
18 Thousand Six Hundred and Thirty-Three
19 Dollars. That's Civil No. CV051086.
20 Mr. Joe M. Reed represents the claimants
21 in this case. I have in front of me a
22 copy of a letter dated October the 3rd,
23 2006, which we show as received on October

1 the 6th after 1:00. Mr. Reed's letter
2 addresses United States Notice of
3 Deposition to his clients, which was sent
4 out on September the 27th of 2006 stating
5 their deposition one after the other to
6 begin at 9:00 on Tuesday October the
7 10th. It is now 9:30 on October the 10th,
8 2006 and neither Mr. Coleman, one claimant
9 or Mr. Merritt, the other claimant have
10 appeared, nor has Mr. Reed. Other than
11 the letter, which I will attach to the
12 deposition as Exhibit No. 1, I have had no
13 conversation with Mr. Reed. I am making
14 this record in order to show the events
15 that have occurred prior to and after the
16 Notice of Deposition. And I do want to
17 attach the letter as Defendant's Exhibit
18 No. 1 to the deposition.

19 (WHEREUPON, a document was
20 marked as Defendant's Exhibit
21 No. 1 and is attached to the
22 original transcript.)

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9:30 AM

STATEMENT ENDED

C E R T I F I C A T E

STATE OF ALABAMA)

MONTGOMERY COUNTY)

I hereby certify that the above
and foregoing proceeding was taken down by
me in stenotype, and the questions and
answers thereto were transcribed by means
of computer-aided transcription, and that
the foregoing represents a true and
correct transcript of the proceeding given
by said witness upon said hearing.

I further certify that I am
neither of counsel nor of kin to the
parties to the action, nor am I in anywise
interested in the result of said cause.


SELAH M. DRYER, CSR

My Commission Expires
June 30, 2010

COPY